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**OFFICIAL****RESPONSE UNDER 37 CFR 1.116**  
**EXPEDITED PROCEDURE**  
**EXAMINING GROUP 2634****PATENT APPLICATION**  
**Do. No. 2705-39****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: R. Ashby Armistead

Serial No. 09/186,977 Examiner: Edith Chang

Confirmation No. 2499

Filed: November 5, 1998 Group Art Unit: 2634

For: MODEM FAILOVER WITHOUT CALL LOSS

Date: July 16, 2004

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**AMENDMENT AFTER FINAL REJECTION UNDER 37 CFR 1.116**

Responsive to the Final Office Action, Paper No. 9, dated March 18, 2004, please amend the application as follows.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 9 of this paper.